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Chapter 11 Trustee

UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

In re

THE LITIGATION PRACTICE GROUP,  
P.C.,

Debtor.

Case No. 8:23-bk-10571-SC

Chapter 7

DECLARATION OF TRUSTEE IN LIEU  
OF MONTHLY OPERATING REPORT  
FOR JUNE 2023

I, RICHARD A. MARSHACK, declare and state as follows:

1. I am the Chapter 11 Trustee for the bankruptcy estate (“Estate”) of The Litigation Practice Group, P.C. I have personal knowledge of the facts set forth herein, and if called upon to do so, could and would competently testify to those facts.

2. Since my appointment as Chapter 11 Trustee on May 5, 2023, I have worked with my counsel and accountants to obtain the financial records of the Debtor.

3. As of the date of this declaration, we have not obtained the required and necessary information or cooperation from the Debtor. We have not received sufficient records to prepare the Chapter 11 monthly operating reports (“MORs”).

4. As the Office of the U.S. Trustee is aware, there is litigation pending between the principal of the Debtor and myself. This may explain, in part, why we are not receiving adequate cooperation from the Debtor.

1           5.       The format of the U.S. Trustee's MOR form is locked and does not allow the user  
2 to enter information other than in a numerical format or a "yes" or "no" response. It also  
3 requires that all fields contain a response.

4           6.       Due to the lack of information and cooperation from the Debtor, and the format of  
5 the MOR form, I cannot answer a majority of the questions on the MOR form.

6           7.       I submit this declaration in lieu of the MOR for June 2023.

7           8.       I will file an updated and complete MOR for June 2023 as soon as I have the  
8 information needed to complete the form.

9           9.       Attached hereto as Exhibit 1 is a copy of my Form 2 which shows that the in June  
10 2023, I received \$4,702,941.62 and made one disbursement in the amount of \$250.00 to pay the  
11 U.S Trustee's quarterly fees.

12           I declare under penalty of perjury that the foregoing is true and correct. Executed on July  
13 7, 2023.

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15                               /s/ Richard A. Marshack  
16                               RICHARD A. MARSHACK  
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**Form 2**  
**Cash Receipts and Disbursements Record**

**Case Number:** 23-10571 SC  
**Case Name:** The Litigation Practice Group PC  
**Taxpayer ID#:** \*\*\_\*\*\*5343  
**Period Ending:** 06/30/23

**Trustee:** Richard A. Marshack, Chapter 11 Trustee  
**Bank Name:** Flagstar Bank, N.A.  
**Account:** \*\*\*\*\*9960 - Checking  
**Blanket Bond:** \$0.00 (per case limit)  
**Separate Bond:** N/A

1 Trans. Date	2 Check or Ref. #	3 Paid To / Received From	4 Description of Transaction	Uniform Tran. Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
05/26/23	Asset #9	Bank of America	Refund pre-petition account	1229-000	176.00		176.00
05/26/23	Asset #9	Bank of America	Refund pre-petition account	1229-000	20.00		196.00
05/26/23	Asset #9	Oregon Dept of Revenue	Refund payroll tax 12-31-21	1229-000	184.59		380.59
05/26/23	Asset #10	Client Services, Inc.	full settlement payment for client Nathan Becker in action v Client Services, Inc. along with forgiving Nathan's full balance. Nathan is owed 60%.	1229-000	2,000.00		2,380.59
05/26/23	Asset #10	Karine Young	Pre-petition monthly payment that was received in debtor's mail post-petition	1229-000	461.50		2,842.09
06/02/23	Asset #10	Karine Young	NSF - Deposit #1005 - Pre-petition monthly payment that was received in debtor's mail post-petition	1229-000	-461.50		2,380.59
06/02/23		Flagstar Bank, N.A.	Bank fee	2600-000		10.00	2,370.59
06/05/23	Asset #8	Wells Fargo Bank	Acct 9879	1221-000	5,909.55		8,280.14
06/05/23	Asset #8	Wells Fargo Bank	Acct 9887	1221-000	5.95		8,286.09
06/05/23	Asset #8	Wells Fargo Bank	Acct 9895	1221-000	5.95		8,292.04
06/05/23		Flagstar Bank, N.A.	Refund - Bank fee	2600-000		-10.00	8,302.04
06/13/23	Asset #11	Maverick Management Group LLC	Recovery of transfer	1241-000	239,197.01		247,499.05
06/13/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	83,694.31		331,193.36

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**Separate Bond:** N/A

1 Trans. Date	2 Check or Ref. #	3 Paid To / Received From	4 Description of Transaction	Uniform Tran. Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
06/13/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	93,895.54		425,088.90
06/13/23	1001	Office of the U.S. Trustee	1Q2023 quarterly fees; 16-02 / 738-23-10571	2950-000		250.00	424,838.90
06/14/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	348,680.63		773,519.53
06/15/23		To Account# XXXXXX2953	Maverick turnover	9999-000		239,197.01	534,322.52
06/15/23		To Account# XXXXXX2953		9999-000		83,694.31	450,628.21
06/15/23		To Account# XXXXXX2953		9999-000		93,895.54	356,732.67
06/15/23		To Account# XXXXXX2953		9999-000		348,680.63	8,052.04
06/20/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	700,615.88		708,667.92
06/21/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	217,686.51		926,354.43
06/22/23	Asset #11	Bank of America	Turnover Prime Logix accts 2231 and 9201	1241-000	1,223,787.59		2,150,142.02
06/22/23		To Account# XXXXXX2953		9999-000		700,615.88	1,449,526.14
06/23/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	174,748.62		1,624,274.76
06/27/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	624,037.71		2,248,312.47
06/28/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	371,476.54		2,619,789.01
06/29/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	41,158.94		2,660,947.95
06/29/23		To Account# XXXXXX2953		9999-000		217,686.51	2,443,261.44
06/29/23		To Account# XXXXXX2953		9999-000		1,223,787.59	1,219,473.85

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**Trustee:** Richard A. Marshack, Chapter 11 Trustee  
**Bank Name:** Flagstar Bank, N.A.  
**Account:** \*\*\*\*\*9960 - Checking  
**Blanket Bond:** \$0.00 (per case limit)  
**Separate Bond:** N/A

1	2	3	4		5	6	7
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Receipts \$	Disbursements \$	Checking Account Balance
06/29/23		To Account# XXXXXX2953		9999-000		174,748.62	1,044,725.23
06/29/23		To Account# XXXXXX2953		9999-000		624,037.71	420,687.52
06/30/23	Asset #11	Vantiv ECommerce	Worldpay / FIS Wire turnover	1241-000	78,502.39		499,189.91

<b>ACCOUNT TOTALS</b>	<b>4,205,783.71</b>	<b>3,706,593.80</b>	<b>\$499,189.91</b>
Less: Bank Transfers	0.00	3,706,343.80	
<b>Subtotal</b>	<b>4,205,783.71</b>	<b>250.00</b>	
Less: Payment to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$4,205,783.71</b>	<b>\$250.00</b>	

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**Period Ending:** 06/30/23

**Trustee:** Richard A. Marshack, Chapter 11 Trustee  
**Bank Name:** Flagstar Bank, N.A.  
**Account:** \*\*\*\*\*2953 - ACH Segregated no fee account  
**Blanket Bond:** \$0.00 (per case limit)  
**Separate Bond:** N/A

1 Trans. Date	2 Check or Ref. #	3 Paid To / Received From	4 Description of Transaction	Uniform Tran. Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
06/15/23		From Account# XXXXXX9960	Maverick turnover	9999-000	239,197.01		239,197.01
06/15/23		From Account# XXXXXX9960		9999-000	83,694.31		322,891.32
06/15/23		From Account# XXXXXX9960		9999-000	93,895.54		416,786.86
06/15/23		From Account# XXXXXX9960		9999-000	348,680.63		765,467.49
06/22/23		From Account# XXXXXX9960		9999-000	700,615.88		1,466,083.37
06/29/23		From Account# XXXXXX9960		9999-000	217,686.51		1,683,769.88
06/29/23		From Account# XXXXXX9960		9999-000	1,223,787.59		2,907,557.47
06/29/23		From Account# XXXXXX9960		9999-000	174,748.62		3,082,306.09
06/29/23		From Account# XXXXXX9960		9999-000	624,037.71		3,706,343.80

<b>ACCOUNT TOTALS</b>	<b>3,706,343.80</b>	<b>0.00</b>	<b>\$3,706,343.80</b>
Less: Bank Transfers	3,706,343.80	0.00	
<b>Subtotal</b>	<b>0.00</b>	<b>0.00</b>	
Less: Payment to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$0.00</b>	<b>\$0.00</b>	

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**Period Ending:** 06/30/23

**Trustee:** Richard A. Marshack, Chapter 11 Trustee  
**Bank Name:** Flagstar Bank, N.A.  
**Account:** \*\*\*\*\*4611 - Payroll Account  
**Blanket Bond:** \$0.00 (per case limit)  
**Separate Bond:** N/A

1	2	3	4		5	6	7
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Receipts \$	Disbursements \$	Checking Account Balance
06/30/23		LAW OFFICES OF RONALD RICHARDS IOLTA Account	for Liberty Acquisitions Group Inc. REF# 20230630B6B7261F00487306301732FT03 0000010453 FROM: LAW OFFICES OF RONALD RICHARDS	1290-000	500,000.00		500,000.00

<b>ACCOUNT TOTALS</b>	<b>500,000.00</b>	<b>0.00</b>	<b>\$500,000.00</b>
Less: Bank Transfers	0.00	0.00	
<b>Subtotal</b>	<b>500,000.00</b>	<b>0.00</b>	
Less: Payment to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$500,000.00</b>	<b>\$0.00</b>	

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
Checking # *****2953	0.00	0.00	3,706,343.80
Checking # *****4611	500,000.00	0.00	500,000.00
Checking # *****9960	4,205,783.71	250.00	499,189.91
	<b>\$4,705,783.71</b>	<b>\$250.00</b>	<b>\$4,705,533.71</b>

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
870 Roosevelt, Irvine, CA 92620

A true and correct copy of the foregoing document entitled (*specify*): **DECLARATION OF TRUSTEE IN LIEU OF MORs FOR APRIL AND MAY 2023** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On July 7, 2023, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On   , I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

**DEBTOR – MAIL REDIRECTED TO TRUSTEE**

THE LITIGATION PRACTICE GROUP P.C.  
~~17542 17TH ST~~  
~~SUITE 100~~  
~~TUSTIN, CA 92780-1984~~

☐ Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on   , I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

July 7, 2023

Pamela Kraus

Date

Printed Name

/s/ Pamela Kraus

Signature



1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: continued:

- **Eric Bensamochan** eric@eblawfirm.us, G63723@notify.cincompass.com
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- **Douglas A Plazak** dplazak@rhlaw.com
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- **Leslie Skorheim** leslie.skorheim@usdoj.gov
- **Andrew Still** astill@swlaw.com, kcollins@swlaw.com
- **United States Trustee (SA)** ustpregion16.sa.ecf@usdoj.gov
- **Sharon Z. Weiss** sharon.weiss@bclplaw.com,  
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- **Johnny White** JWhite@wrsllawyers.com, jlee@wrsllawyers.com;eweiman@wrsllawyers.com